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Attorneys for Defendants
H. Ravi Brar, Susie Herrmann, and Murray Jones

[Additional Counsel on Signature Page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SPECIAL SITUATIONS FUND III QP,
L.P., SPECIAL SITUATIONS CAYMAN
FUND, L.P. and WOLVERINE FLAGSHIP
FUND TRADING LIMITED,

Plaintiffs,

v.

H. RAVI BRAR, SUSIE HERRMANN and
MURRAY JONES

Defendants.

Case No. 3:14-CV-04717-SC

**STIPULATION AND ~~[PROPOSED]~~ ORDER
STAYING CASE FOR MEDIATION**

Judge: Hon. Samuel Conti

1 WHEREAS, on October 23, 2014, Plaintiffs Special Situations Fund III QP, L.P., Special
2 Situations Cayman Fund, L.P. and Wolverine Flagship Fund Trading Limited (collectively,
3 “Plaintiffs”) filed a complaint in the above captioned action (the “Complaint”) (Dkt. 1);

4 WHEREAS, on December 12, 2014, Defendants H. Ravi Brar, Susie Herrmann, and
5 Murray Jones (collectively, “Defendants”) filed a motion to dismiss the Complaint (Dkt. 18),
6 which the parties fully briefed;

7 WHEREAS, on March 26, 2015, this Court issued an Order granting in part and denying
8 in part Defendants’ Motion to Dismiss (the “Order” (Dkt. 29));

9 WHEREAS, the Order allowed certain claims to proceed, dismissed certain claims with
10 leave to amend, and allowed Plaintiffs 30 days to file an amended complaint;

11 WHEREAS, the parties have met and conferred about resolving this action extra-
12 judicially, and are discussing scheduling a mediation;

13 WHEREAS, in the interest of conserving the resources of the Court and the parties, and to
14 maximize judicial economy, the parties have agreed to stay the case for 60 days to allow the
15 parties to attend mediation;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED among the parties,
17 through their respective counsel, as follows:

18 1. This action shall be stayed for 60 days, beginning upon the entry of an Order
19 granting this stipulation, to allow the parties to attend mediation.

20 2. All duties and obligations in this action shall be extended 60 days from the current
21 dates of such duties or obligations.

22 3. The stay shall expire 60 days after the signature date of an Order granting this
23 stipulation.

24 4. Plaintiffs’ deadline to file an amended complaint shall be 30 days after the
25 expiration of the 60 day stay.

26 5. The deadline for Defendants’ response to any amended complaint, or to the
27 complaint currently on file, shall be mutually agreed by the parties at the end of the 60 day stay.
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1 IT IS SO STIPULATED.

2
3
4 Dated: April 6, 2015

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7
8 /s/ Joseph B. Woodring

9 Joseph B. Woodring (272940)

10 Attorneys for Defendants
11 H. Ravi Brar, Susie Herrmann, and Murray Jones

12
13 Dated: April 6, 2015

LOWENSTEIN SANDLER LLP
MICHAEL J. McGAUGHEY (198617)
STEVEN M. HECHT (*appearance pro hac vice*)

15 /s/ Steven M. Hecht

16 Steven M. Hecht (*appearance pro hac vice*)

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24 Cayman Fund, L.P. and Wolverine Flagship Fund
25 Trading Limited
26
27
28

ATTESTATION OF CONCURRENCE IN FILING

Pursuant to the General Order No. 45, section 45 X(B), for The United States District Court for the Northern District of California, I, Joseph B. Woodring, hereby attest that the concurrence to the filing of the foregoing document has been obtained from Steven M. Hecht, who provided the conformed signature above.

Dated: April 6, 2015

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/s/ Joseph B. Woodring
Joseph B. Woodring (272940)

Attorneys for Defendants
H. Ravi Brar, Susie Herrmann and Murray Jones

ORDER

Pursuant to the stipulation of the parties, this action is stayed for 60 days. The stay shall expire 60 days after the signature date of this Order. All duties and obligations are extended 60 days from the current dates of such duties or obligations. Plaintiffs' deadline to file an amended complaint is 30 days after the expiration of the 60 day stay. The deadline for Defendants' response to any amended complaint, or to the complaint currently on file, shall be mutually agreed by the parties at the end of the 60 day stay.

IT IS SO ORDERED.

Dated: April 9, 2015



THE HONORABLE SAMUEL CONTI
UNITED STATES DISTRICT JUDGE